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DOC #:

DATE FILED: 5/27/08

212 P.02

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- x
FRANKLYN F. LUGO,

Plaintiff,

-against-

UNITED STATES DEPARTMENT OF
AGRICULTURE, FOOD AND CONSUMER
SERVICE,

Defendant.
----- x

08 Civ. 2960 (RJS) (FM)
ECF Case

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between plaintiff Franklyn Lugo and defendant the United States Department of Agriculture, Food and Consumer Service, by their respective counsel, as follows:

1. Pursuant to 7 U.S.C. § 2023(a)(13), the United States Department of Agriculture, Food and Consumer Service is dismissed with prejudice and without costs or attorney's fees to any party, and

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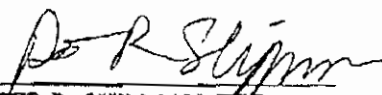
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2. The caption of the above-titled action is amended to read: "Franklyn F. Lugo, Plaintiff, against The United States of America, Defendant."

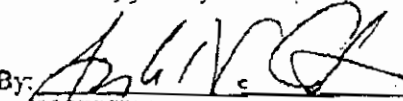
Dated: Bronx, New York
May ____, 2008

CODELIA & SOCORRO, P.C.
Attorneys for Plaintiff

By: 
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Dated: New York, New York
May 22, 2008

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for Defendant

By: 
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SO ORDERED.

Dated: May 27, 2008


HON. RICHARD J. SULLIVAN